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February 28, 2006

Beth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Blvd., P.O. Box 615
Frankfort, KY 40602-0615

**RE: SouthEast Telephone, Inc., Complainant, v.
BellSouth Telecommunications, Inc., Defendant;
Case No. 2005-00533**

Dear Ms. O'Donnell:

SouthEast Telephone, Inc. ("SouthEast") respectfully submits this letter in response to the letter that BellSouth improperly filed on February 23, 2006, after the closing of the comment cycle in this adjudicatory proceeding. While no response should be necessary, we feel compelled to correct some of the more blatant inaccuracies in BellSouth's letter.

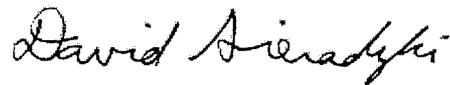
- Both BellSouth and SouthEast must comply with all applicable law, including the *TRRO*, as SouthEast has consistently maintained. SouthEast has never "refus[ed] to abide by" the law. The dispute is over what the law requires, not whether to comply with it.
- BellSouth mischaracterizes the U.S. District Court's April 22, 2005 order, which in fact only preliminarily enjoined the enforcement of PSC emergency orders regarding Section 251 elements. The court did not definitively endorse BellSouth's unilateral "No New Adds" policy, which remains under review by the court and before the Commission.
- The key issue in the instant case is BellSouth's unilateral refusal to allow SouthEast to order new Section 271 elements. While implicating closely related legal issues, the two letters attached to BellSouth's Feb. 23 letter focus on the transition of Section 251 UNE-P lines in place since before the *TRRO* effective date. BellSouth and SouthEast apparently agree that, as BellSouth stated in its Feb. 15 letter, "the issue of transition of such embedded base is being litigated in the change of law docket currently pending before the Kentucky Public Service Commission and will be resolved in that forum."

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In sum, the Commission should disregard BellSouth's improper attempt to disparage SouthEast by raising a tangential issue that both parties recognize will be resolved in a different forum.

Respectfully submitted,



David L. Sieradzki
Counsel for SouthEast Telephone, Inc.

cc: Dorothy Chambers
Amy Dougherty